

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 4333 of 2005

Between:

N. Satya Murthy, S/o. N. Srinivasa Rao,
R/o. Lecturers Colony, Adoni, Kurnool District.

... PETITIONER

AND

The Mandal Revenue Officer, Mantralayam Mandal, Kurnool District.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the respondent in not considering the application submitted by the petitioner on 13-12-2004 for issuance of Pattadar Pass Books and Title Deeds in respect of the land in Sy.Nos 67, 68, 69-E, 90, 91 and 92 of Rampuram Village of Mantralayam Mandal, Kurnool District as illegal, contrary to the provisions of the A.P. Rights in Land and Pattadar Pass Books Act, 1971 and the Statutory Rules and violative of Article 350 of the Constitution of India and consequently direct the respondent to pass appropriate orders on the said application.

Counsel for the Petitioner: MR.P.ROY REDDY

Counsel for the Respondent.: GP FOR REVENUE

The Court at the stage of admission made the following:

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ORDER:

This writ petition is filed seeking declaration that the alleged inaction on the part of the respondent in considering the application submitted by the petitioner dated 13-12-2004 for issuance of Pattadar Pass Books and Title Deeds in respect of the land in Sy.Nos.67, 68, 69-E, 90, 91 and 92 of Rampuram Village of Mantralayam Mandal, Kurnool District as arbitrary and illegal.

The petitioner states that he is the owner of various extents of land situated in Sy.Nos.67, 68, 69-E, 90, 91 and 92 of Rampuram Village of Mantralayam Mandal, Kurnool District. It is further stated that he being absolute owner of the said lands, is entitled for issuance of Pattadar Pass Books and Title Deeds in respect of the lands under the provisions of A.P. Rights in Land and Pattadar Pass Books Act, 1971 (for short 'the Act') and accordingly he made an application to the respondent in the prescribed form on 13-12-2004. However, the respondent failed to consider the same and no further steps have been taken, so far. Hence, this writ petition.

As per the provisions of the Act and the Rules made thereunder on receipt of an application requesting for issuance of Pattadar Pass Books and Title Deeds the respondent is required to consider the same and take the necessary action following the procedure prescribed thereunder. Hence, the respondent is bound to consider the application of the petitioner in terms of the provisions of the Act.

Accordingly, without expressing any opinion as to the entitlement of the petitioner for issuance of Pattadar Pass Books and Title Deeds as sought by him, the writ petition is disposed of with a direction to the respondent to consider the application of the petitioner dated 13-12-2004 and pass appropriate orders, in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No order as to costs.

G. ROHINI, J

Dated: 07-03-2005

LSK

ASSISTANT REGISTRAR

To

1. The Mandal Revenue Officer, Mantralayam Mandal, Kurnool District.
2. Two C.Cs. to the G.P. for Revenue, High Court Buildings, Hyderabad.
(O.U.T.)
3. Two C.D. copies.